

House Study Bill 8 - Introduced

HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
HEALTH AND HUMAN SERVICES
BILL BY CHAIRPERSON MEYER)

A BILL FOR

1 An Act prohibiting specified provisions in agreements between
2 employers and certain mental health professionals and
3 including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 147.164 Mental health professionals
2 — limitations on competition prohibited.

3 1. As used in this section:

4 a. "*Employer*" means a person, as defined in chapter 4, who
5 in this state employs for wages an employee.

6 *b. "Mental health professional"* means the same as defined in
7 section 228.1, but does not include a psychiatrist.

2. An employer shall not enter into an agreement with a licensed mental health professional that limits the location at which the licensee may practice, prohibits the licensee from contacting for professional services a person previously treated by the licensee, or imposes a time restriction on the practice of the licensee.

14 3. A provision of an agreement entered into between an
15 employer and a licensed mental health professional prior to,
16 on, or after the effective date of this Act that is contrary to
17 this section shall be void and unenforceable.

18 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
19 importance, takes effect upon enactment.

| 20 | EXPLANATION |
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21 The inclusion of this explanation does not constitute agreement with
22 the explanation's substance by the members of the general assembly.

23 This bill prohibits an employer from entering into an
24 agreement with a licensed mental health professional that
25 limits the location at which the licensee may practice,
26 prohibits the licensee from contacting for professional
27 services a person previously treated by the licensee, or
28 imposes a time restriction on the practice of the licensee.
29 The bill defines "mental health professional" to mean the
30 same as defined in Code section 228.1, but not including a
31 psychiatrist.

32 A provision of an agreement entered into between an employer
33 and a licensed mental health professional prior to, on, or
34 after the effective date of the bill that is contrary to the
35 bill shall be void and unenforceable.

H.F. _____

1 The bill takes effect upon enactment.